

ROBINSON & COLE LLP

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December 23, 2005

Via email gorman@rc.com and
Regular mail

Elizabeth Gorman, Esq.
Fabiani & Cohen, LLP
570 Lexington Avenue
New York, New York 10022

Respectfully referred to Judge Gold
for discussion at the scheduled
conference on Jan. 17, 2006.

Re: **Our Client:** Pacific Insurance Company
Insured: Rutledge Street Mini Market, Inc.
Location: 96-98 Rutledge Street, Brooklyn, NY
Date of Loss: 10/30/2003
Pacific Claim #: 3055678-57

Scheduled.
12/29/05
cc: counsel
Judge Gold

Arch Specialty Insurance Company
Arch's Insured: A.G. Consulting and/or ABGG Construction Corp.
Arch's Policy No.: 12DCP1439700 (10/4/03 - 10/4/04)
Arch's claim No.: 129351

Fabiani & Cohen's file no: 747.33472

Dear Ms. Gorman:

We acknowledge receipt of your December 22, 2005 which you sent to us by email requesting that we stipulate to withdraw our motion.

We cannot agree to do so. We provided the defendant, your law firm and defendant's insurance carrier numerous opportunities to timely answer the complaint. We have received no reasonable explanation as to why they have not done so.



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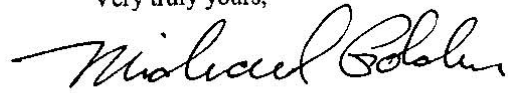
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Elizabeth Gorman, Esq.
December 23, 2005
Page 2

I will be on vacation over the next two weeks. Kindly direct any correspondence to Katherine Glynn. If you serve any papers in this case, kindly send them to her attention.

Very truly yours,

A handwritten signature in black ink, appearing to read "Michael B. Golden". The signature is fluid and cursive, with the first name "Michael" being more prominent than the last name "Golden".

Michael B. Golden

MBG/kc

cc: Honorable Allyne R. Ross
Katherine Glynn, Esq.